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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE AS OF FEB 2006
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

In re Patent Application of : TomoTherapy Incorporated
International Appl. No. : PCT/US2004/025807
International Filing Date : August 9, 2004
Title : STEREOTACTIC UPPER
BODY FIXATION AND
POSITIONING DEVICE
TC/A.U. : 3731
Examiner : Sarah K. Webb
Docket No. : 013869-9006 WO

I, Julie A. Haut, hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail No. EV642175327US and is addressed to Mail Stop PCT, Attn: IPEA/US, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of my signature.

Julie A. Haut
Signature
9/27/05
Date of Signature

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P.O. Box 1450
Alexandria, VA 22313-1450

LETTER ACCOMPANYING AMENDMENT UNDER
PCT ARTICLE 34(2) AND PCT RULE 66.3

Sir:

The enclosed Amendment Under PCT Article 34(2) and PCT Rule 66.3 changes the claims in the following way:

Claims canceled: Claim 1

New Claims: Claims 2-21.

Respectfully submitted,

Julie A. Haut
Julie A. Haut
Reg. No. 51,789

Docket No. 013869-9006 WO
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AMENDMENT UNDER PCT ARTICLE 34(2) AND PCT RULE 66.3

Sir:

This communication is in response to the Written Opinion dated May 27, 2005.
Applicant respectfully requests the Examiner to enter and consider the following new claims and remarks.

IN THE CLAIMS:

Please replace page 18 currently on file in the present application with the enclosed replacement pages 18-18.3. Claim 1 has been canceled by this Amendment. Claims 2-21 have been added.